

# Notice of Determination

To:  Office of Planning and Research  
For U.S. Mail Street Address  
P.O Box 3044 1400 Tenth St., Rm 113  
Sacramento, CA 95812-0344 Sacramento, CA 95814  
(916) 445-0613

County Clerk  
County of Stanislaus  
1021 "I" Street, Ste. 101  
Modesto, CA 95354  
(209) 525-5250

From: San Joaquin Valley Unified Air Pollution Control District  
1990 E. Gettysburg Avenue  
Fresno, CA 93726-0244  
Eric McLaughlin  
(559) 230-6000

Lead Agency (If different from sender):  
Stanislaus County – Planning Department  
1010 10<sup>th</sup> Street, Suite 3400  
Modesto, CA 95354  
Contact: Emily DeAnda  
Phone: (209) 525-6330

(For County Use Only)

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): ~~NA~~ 2023080580

Project Title: Lumar Dairy Farms, Use Permit Application No. PLN2023-0042, District ATC project number N-1234227

Project Location: The project is located at 7215 South Prairie Flower Road in Turlock, CA

Project Description: Lumar Dairy Farms, the applicant, has proposed to install new processing pit(s) and sand lane(s) to the liquid manure handling operation.

Applicant Name, Address, & Phone Number: Alicia Swanson, 7215 South Prairie Flower Road in Turlock, CA, (559) 463-0444.

This is to advise that the San Joaquin Valley Unified Air Pollution Control District acting as a  Lead Agency or  Responsible Agency has approved the above described project and has made the following determinations regarding the above described project:

1. The project [ will  will not] have a significant effect on the environment.
2.  An Environmental Impact Report was prepared for this project pursuant to the provision of CEQA.  
 A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [ were  were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [ was  was not] adopted for this project.
5. A Statement of Overriding Considerations [ was  was not] adopted for this project.
6. Findings [ were  were not] made pursuant to the provisions of CEQA.

This is to certify that the District's  Findings,  Final EIR, or  Final Negative Declaration,  record of project approval, is available to the General Public at: San Joaquin Valley APCD, 1990 E. Gettysburg Avenue, Fresno, CA.

Signature (Public Agency)  Title: Director of Policy and Government Affairs

Date: AUG 26 2024 Tom Jordan

50-2024-050

**FILED**

March 27, 2024

DONNA LINDER

STANISLAUS COUNTY  
CLERK-RECORDER

By: Matthew Fovine  
Deputy Clerk.

STANISLAUS COUNTY  
DEPARTMENT OF PLANNING AND  
COMMUNITY DEVELOPMENT  
1010 10<sup>th</sup> Street, Suite 3400  
Modesto, California 95354

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**NOTICE OF DETERMINATION**

Filing of Notice of Determination In Compliance with Section 21108 or 21152 of the Public Resources Code

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**Project Title:** Use Permit Application No. PLN2023-0042 – Aemetis Biogas, LLC.

**Applicant Information:** Aemetis Biogas, LLC. & 4209 Jessup Road, Ceres, CA 95307 & (209) 250-5674

**Project Location:** 7215 South Prairie Flower Road, between Bradbury and August Roads, in the Turlock area. (057-014-001 and 057-013-015).

**Description of Project:** Request to operate a methane digester to process dairy waste on a 157.56± acre parcel in the General Agriculture (A-2-40) Zoning District. The methane digester will process dairy waste produced from the on-site dairy and from three off-site dairies.

**Name of Agency Approving Project:** Stanislaus County Planning Commission

**Lead Agency Contact Person:** Emily DeAnda, Associate Planner

**Telephone:** (209) 525-6330

This is to advise that the Stanislaus County Planning Commission on March 21, 2024 has approved the above described project and has made the following determinations regarding the above described project:

1. The project **will not** have a significant effect on the environment.
2. A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.

The **Negative Declaration** and record of project approval may be examined at:  
Stanislaus County Department of Planning and Community Development  
1010 10<sup>th</sup> Street, Suite 3400  
Modesto, California 95354

3. Mitigation measures **were not** made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan **was not** adopted for this project.
5. A statement of Overriding Considerations **was not** adopted for this project.
6. Findings **were** made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval, or the Negative Declaration, is available to the General Public at <http://www.stancounty.com/planning/agenda/agenda-min-2024.shtm>.

03/27/2024  
Dated

Emily DeAnda  
Emily DeAnda  
Associate Planner

Date removed from posting 4/30/2024



State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

Print StartOver Save

RECEIPT NUMBER:  
 50-03/27/2024-035  
 STATE CLEARINGHOUSE NUMBER (If applicable)

SEE INSTRUCTIONS ON REVERSE. TYPE OR PRINT CLEARLY.

LEAD AGENCY STANISLAUS COUNTY DEPT. OF PLANNING & COMMUNITY DEVELOPMENT	LEAD AGENCY EMAIL	DATE 03/27/2024
COUNTY/STATE AGENCY OF FILING STANISLAUS COUNTY	DOCUMENT NUMBER 50-2024-050	

PROJECT TITLE

USE PERMIT APPLICATION NO. PLN2023-0042 - AEMETIS BIOGAS, LLC.

PROJECT APPLICANT NAME AEMETIS BIOGAS LLC.	PROJECT APPLICANT EMAIL	PHONE NUMBER (209) 250-5674
PROJECT APPLICANT ADDRESS 4209 JESSUP ROAD	CITY CERES	STATE CA
		ZIP CODE 95307

PROJECT APPLICANT (Check appropriate box)

- Local Public Agency   
  School District   
  Other Special District   
  State Agency   
  Private Entity

CHECK APPLICABLE FEES:

- Environmental Impact Report (EIR) \$ 4,051.25 \$ \_\_\_\_\_  
 Mitigated/Negative Declaration (MND)(ND) \$ 2,916.75 \$ 2,916.75  
 Certified Regulatory Program (CRP) document - payment due directly to CDFW \$ 1,377.25 \$ \_\_\_\_\_  
  
 Exempt from fee  
      Notice of Exemption (attach)  
      CDFW No Effect Determination (attach)  
 Fee previously paid (attach previously issued cash receipt copy)  
  
 Water Right Application or Petition Fee (State Water Resources Control Board only) \$ 850.00 \$ \_\_\_\_\_  
 County documentary handling fee \$ 57.00 \$ 57.00  
 Other \$ \_\_\_\_\_

PAYMENT METHOD:

- Cash   
  Credit   
  Check   
  Other 0788248076   
 TOTAL RECEIVED \$ 2,973.75

SIGNATURE  X <i>Matthew Ferreira</i>	AGENCY OF FILING PRINTED NAME AND TITLE Matthew Ferreira Deputy Clerk
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State of California - Department of Fish and Wildlife  
**2024 ENVIRONMENTAL DOCUMENT FILING FEE**  
**CASH RECEIPT**  
 DFW 753.5a (REV. 01/01/24) Previously DFG 753.5a

**NOTICE**

Each project applicant shall remit to the county clerk the environmental filing fee before or at the time of filing a Notice of Determination (Pub. Resources Code, § 21152; Fish & G. Code, § 711.4, subdivision (d); Cal. Code Regs., tit. 14, § 753.5). Without the appropriate fee, statutory or categorical exemption, or a valid No Effect Determination issued by the California Department of Fish and Wildlife (CDFW), the Notice of Determination is not operative, vested, or final, and shall not be accepted by the county clerk.

**COUNTY DOCUMENTARY HANDLING FEE**

The county clerk may charge a documentary handling fee of fifty dollars (\$50) per filing in addition to the environmental filing fee (Fish & G. Code, § 711.4, subd. (e); Cal. Code Regs., tit. 14, § 753.5, subd. (g)(1)). A county board of supervisors shall have the authority to increase or decrease the fee or charge, that is otherwise authorized to be levied by another provision of law, in the amount reasonably necessary to recover the cost of providing any product or service or the cost of enforcing any regulation for which the fee or charge is levied (Gov. Code, § 54985, subd. (a)).

**COLLECTION PROCEDURES FOR COUNTY GOVERNMENTS**

**Filing Notice of Determination (NOD):**

- Collect environmental filing fee or copy of previously issued cash receipt. *(Do not collect fee if project applicant presents a No Effect Determination signed by CDFW. An additional fee is required for each separate environmental document. An addendum is not considered a separate environmental document. Checks should be made payable to the county.)*
- Issue cash receipt to project applicant.
- Attach copy of cash receipt and, if applicable, previously issued cash receipt, to NOD.
- Mail filing fees for CRP document to CDFW prior to filing the NOD or equivalent final approval (Cal. Code Regs. Tit. 14, § 753.5 (b)(5)). The CRP should request receipt from CDFW to show proof of payment for filing the NOD or equivalent approval. Please mail payment to address below made attention to the Cash Receipts Unit of the Accounting Services Branch.

If the project applicant presents a **No Effect Determination** signed by CDFW, also:

- Attach No Effect Determination to NOD *(no environmental filing fee is due)*.

**Filing Notice of Exemption (NOE) (Statutorily or categorically exempt project (Cal. Code Regs., tit. 14, §§ 15260-15285, 15300-15333))**

- Issue cash receipt to project applicant.
- Attach copy of cash receipt to NOE *(no environmental filing fee is due)*.

Within 30 days after the end of each month in which the environmental filing fees are collected, each county shall summarize and record the amount collected on the monthly State of California Form No. CA25 (TC31) and remit the amount collected to the State Treasurer. Identify the remittance on Form No. CA25 as "Environmental Document Filing Fees" per Fish and Game Code section 711.4.

**The county clerk shall mail the following documents to CDFW on a monthly basis:**

- ✓ A photocopy of the monthly State of California Form No. CA25 (TC31)
- ✓ CDFW/ASB copies of all cash receipts (including all voided receipts)
- ✓ A copy of all CDFW No Effect Determinations filed in lieu of fee payment
- ✓ A copy of all NODs filed with the county during the preceding month
- ✓ A list of the name, address and telephone number of all project applicants for which an NOD has been filed. If this information is contained on the cash receipt filed with CDFW under California Code of Regulations, title 14, section 753.5, subdivision (e)(6), no additional information is required.

**DOCUMENT RETENTION**

The county shall retain two copies of the cash receipt (for lead agency and county clerk) and a copy of all documents described above for at least 12 months.

**RECEIPT NUMBER**

- # The first two digits automatically populate by making the appropriate selection in the County/State Agency of Filing drop down menu.
- # The next eight digits automatically populate when a date is entered.
- # The last three digits correspond with the sequential order of issuance for each calendar year. For example, the first receipt number issued on January 1 should end in 001. If a county issued 252 receipts for the year ending on December 31, the last receipt number should end in 252. CDFW recommends that counties and state agencies 1) save a local copy of this form, and 2) track receipt numbers on a spreadsheet tabbed by month to ensure accuracy.

**DO NOT COMBINE THE ENVIRONMENTAL FEES WITH THE STATE SHARE OF FISH AND WILDLIFE FEES.**

Mall to:  
 California Department of Fish and Wildlife  
 Accounting Services Branch  
 P.O. Box 944209  
 Sacramento, California 94244-2090

Donna Linder  
Stanislaus  
County Clerk-Recorder  
1021 "I" Street  
Modesto, CA 95354  
(209) 525-5279

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Public

Receipt No.: RPT20240000016300

Finalization No.: 2024200658

Cashier: MJF

Register: CHLSZV2

Date/Time: 03/27/2024 02:39 PM

<u>Description</u>	<u>Fee</u>
<u>Negative Declaration</u>	
Filing Time:	02:39 PM
Filing Fee:	\$2,916.75
Filing Total:	\$2,916.75
<u>Administration Fee</u>	
Filing Time:	02:39 PM
Filing Fee:	\$57.00
Filing Total:	\$57.00
<u>Total Amount Due:</u>	<u>\$2,973.75</u>
<u>Total Paid</u>	
Check Tendered:	\$2,973.75
#0788248076	
Amount Due:	\$0.00

THANK YOU  
PLEASE KEEP FOR REFERENCE